IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL REVISION APPLICATION NO. 22 OF 2007

SDau. Vijaya Arvind Pote ... Petitioner

Vs.

Shalini Sunil Vayle & Ors. ... Respondents

Mr. A.A.Garge for the petitioner.

CORAM: A.M.KHANWILKAR,J.

DATE : 2nd February,2007.

P.C.

1. Heard Counsel for the petitioner.

2. I find no merit in this Application. The argument that the lower Court misdirected itself in rejecting the Application on the reasoning that cause of action has been stated in para 5 of the Election Petition, does not commend me. The Court, in my view, has rightly considered para 5 of the Petition, which not only refers to the reason for filing the Petition challenging the election, but also gives the relevant dates to point out that the Petition was filed within limitation. No case for rejection of the such petition in exercise of Order VII Rule 11 would arise.

C.R.A. is dismissed.

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(A.M.KHANWILKAR,J.)